Ordinance Numbers used this

meeting: 113 - 134

**Resolution** Numbers used this

(D) - Mary C. Woolridge (3)

(D) - Tina Ward-Pugh (9)

(D) - Rick Blackwell (12)

(R) – Marilyn Parker (18)

(D) - Marianne Butler (15)

(D) - David James (6)L@7:41

(D) - Dan Johnson (21) A@6:14

(D) - Madonna Flood (24) EA

meeting: 111 - 117

## **Louisville Metro Council** Final Agenda

# **METRO COUNCIL SUMMARY ONLY** DETAILED MINUTES TO FOLLOW ON THE 8/8/13 COUNCIL AGENDA

Members Roll Call: (D) – Attica Scott (1)

(D) - David Tandy (4)

(R) - Kenneth C. Fleming (7)A@6:13 (D) – Jim King (10)

(D) - Vicki Aubrey Welch (13) (R) – Kelly Downard (16)

(R) – Jerry T. Miller (19)

(R) – Robin Engel (22) EA

(D) - David Yates (25)

(D) - Barbara Shanklin (2)

(D) - Cheri Bryant Hamilton (5)

(D) - Tom Owen (8)

(R) - Kevin Kramer (11)

(D) - Cindi Fowler (14) (R) – Glen Stuckel (17)

(R) - Stuart Benson (20)

(R) - James Peden (23)L@7:32

(D) - Brent Ackerson (26)

EA = Excused Absence, AB = Absent, A = Arrived, L = Left

Meeting Date: 07/25/2013

6:00 PM **Meeting Time:** 

601 W. Jefferson Street Location:

3<sup>rd</sup> Floor, City Hall Louisville, KY 40202

President: Jim King (10)

Pro-Tem: David James (6)

Clerks: H. Stephen Ott, CKMC & Jess Helton, CKMC

Address to Council

1-Addresses to the Council for July 25, 2013 – There was 1 Address to the Council.

**Guests** 

Councilmembers Blackwell, Aubrey-Welch, Fowler and Yates recognized Dawne Gee for her work in

the community.

**Council Minutes** 

3-Regular Council Minutes - July 11, 2013

Motion to approve made by CW Mary C. Woolridge and seconded by CW Barbara Shanklin.

By Voice Vote the Council Minutes were approved as written.

**Committee Minutes** 

Regular: Ad Hoc Committee on Intergovernmental Affairs - July 11, 2013

5-Regular: Ad Hoc Committee on Land Development Code - July 8, 2013

6- Regular: Ad Hoc Commit	ttee on Vacant Properties - July 9, 2013
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7- Regular: Appropriations, NDFs and CIFs - July 17, 2013

8- Regular: Budget - July 18, 2013

9- Regular: Committee of the Whole - July 11, 2013

10- Special: Committee on Appointments - July 15, 2013

11- Regular: Committee on Health, Education and Housing - July 17, 2013

12- Regular: Committee on Sustainability - July 11, 2013

13- Regular: Community Affairs - July 17, 2013

14- Special: Labor & Economic Development - July 22, 2013

15- Regular: Planning/Zoning, Land Design & Development - July 16, 2013

16- Regular: Public Safety - July 16, 2013

17- Regular: Public Works, Bridges and Transportation - July 18, 2013

Motion to approve made by CW Mary C. Woolridge and seconded by CM David Yates.

By Voice Vote the Committee Minutes were approved as written.

#### **Communication From Mayor**

The Clerk read the appointments into the record. Those requiring Council approval were assigned to the Committee on Appointments.

18- Code Enforcement Board - Carrie Anthony, Re-Appointment

19- Metropolitan Sewer District Board - Yvonne Wells-Hatfield, Re-Appointment

20- Worthington Fire Protection District Board - Keith Reynolds, New Appointment

21- Brightside Board of Directors - David Ark, New Appointment; Monica Black, New Appointment; Brandon Coan, New Appointment; Nicholas D'Andrea, New Appointment; Mark Duffee, New Appointment; Anthony Ellis, New Appointment (Council approval not required)

#### **Consent Calendar**

The Consent Calendar comprised of Items 22 - 55. The Clerk provided a second reading.

### Legislation forwarded from APPROPRIATIONS, NDFS AND CIFS

O-126-07-13 AN ORDINANCE APPROPRIATING \$26,000 FROM DISTRICT 1 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE NETWORK CENTER FOR COMMUNITY CHANGE (NC3), FOR STAFF ORGANIZING ACTIVITIES COSTS (\$25,000) AND SPONSORSHIP OF THE "CHILL 4 CHANGE" FUNDRAISER (\$1,000). (Ordinance 113, Series 2013)

**Committee:** Appropriations NDFs and CIFs

Status:

On Council Agenda - Consent Calendar

Action Required By January 2014

**Primary Sponsor:** Attica Scott

O-128-07-13 AN ORDINANCE APPROPRIATING \$25,000 FROM DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE NETWORK CENTER FOR COMMUNITY CHANGE (NC3), FOR STAFF ORGANIZING ACTIVITIES COSTS (\$24,000) AND SPONSORSHIP OF THE "CHILL 4 CHANGE" FUNDRAISER (\$1,000). (Ordinance 114, Series 2013)

Committee: Appropriations NDFs and CIFs

Status:

On Council Agenda - Consent Calendar Action Required By January 2014

**Primary Sponsor:** Cheri Bryant Hamilton

O-129-07-13 AN ORDINANCE APPROPRIATING \$22,000 FROM THE DISTRICT 5
NEIGHBORHOOD DEVELOPMENT FUND, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE LOUISVILLE
METRO PARKS DEPARTMENT, FOR OPERATING EXPENSES ASSOCIATED WITH DISTRICT 5 - SPONSORED ACTIVITIES,
PROGRAMS, AND PROJECTS IN DISTRICT 5 PARKS AND COMMUNITY CENTERS. (Ordinance 115, Series 2013)

**Committee:** Appropriations NDFs and CIFs

Status:

On Council Agenda - Consent Calendar

Action Required By January 2014

**Primary Sponsor:** Cheri Bryant Hamilton

25- O-124-07-13 AN ORDINANCE APPROPRIATING \$9,600 FROM DISTRICT 3 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO DARE TO CARE, INC. FOR THE BACKPACK BUDDY PROGRAM AT CANE RUN ELEMENTARY SCHOOL. (Ordinance 116, Series 2013)

**Committee:** Appropriations NDFs and CIFs

Status:

On Council Agenda - Consent Calendar

Action Required By January 2014

**Primary Sponsor:** Mary C. Woolridge

O-120-06-13 AN ORDINANCE APPROPRIATING \$16,500 FROM THE DISTRICT 6
NEIGHBORHOOD DEVELOPMENT FUNDS THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE FIRST
GETHSEMANE CENTER FOR FAMILY DEVELOPMENT, INC., FOR PROGRAM EXPENSES CONNECTED WITH
CONDUCTING A COMMUNITY HEALTH FAIR AND BACK TO SCHOOL GIVEAWAY. (Ordinance 117, Series 2013)

**Committee:** Appropriations NDFs and CIFs

Status:

On Council Agenda - Consent Calendar Action Required By December 2013

Primary Sponsor: David James

O-123-06-13 AN ORDINANCE APPROPRIATING \$8,500 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$3,000 EACH FROM DISTRICTS 4, 5; \$1,500 FROM DISTRICT 3; \$1,000 FROM DISTRICT 6; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE LOUISVILLE URBAN LEAGUE, INC. FOR COSTS ASSOCIATED WITH THE SECOND ANNUAL WEST LOUISVILLE HOLIDAY FESTIVAL. (Ordinance 118, Series 2013)

**Committee:** Appropriations NDFs and CIFs

Status:

On Council Agenda - Consent Calendar Action Required By December 2013

**Primary Sponsor:** 

David James David Tandy

Cheri Bryant Hamilton Mary C. Woolridge

O-107-06-13 AN ORDINANCE APPROPRIATING \$7,800 FROM DISTRICT 6 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO BLESSINGS IN A BACKPACK, INC. FOR THE PURCHASE OF FOOD TO FEED COCHRAN ELEMENTARY SCHOOL CHILDREN WHO ARE ELIGIBLE FOR THE FREE & REDUCED MEAL PLAN IN DISTRICT 6. (Ordinance 119, Series 2013)

**Committee:** Appropriations NDFs and CIFs

Status:

On Council Agenda - Consent Calendar Action Required By December 2013

**Primary Sponsor:** David James

O-141-07-13 AN ORDINANCE APPROPRIATING \$6,000 FROM DISTRICT 7 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE CITY OF MARYHILL ESTATES, PURSUANT TO LMCO 97.100 ESTABLISHING A METRO PARTNERSHIP PROGRAM WITH SUBURBAN CITIES FOR SIDEWALK REPAIRS. (Ordinance 120, Series 2013)

**Committee:** Appropriations NDFs and CIFs

Status:

On Council Agenda - Consent Calendar Action Required By January 2014

**Primary Sponsor:** Kenneth C. Fleming

30- O-127-07-13 AN ORDINANCE APPROPRIATING \$6,000 FROM DISTRICT 9 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE PETERSON-DUMESNIL HOUSE FOUNDATION, INC. FOR REPAIRS AND RENOVATIONS TO THE CARRIAGE HOUSE. (Ordinance 121, Series 2013)

**Committee:** Appropriations NDFs and CIFs

Status:

On Council Agenda - Consent Calendar

Action Required By January 2014

**Primary Sponsor:** Tina Ward-Pugh

O-122-06-13 AN ORDINANCE APPROPRIATING \$7,500 FROM DISTRICT NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$1,500 FROM DISTRICT 13; AND \$1,000 EACH FROM DISTRICTS 21, 12, 15, 14, 6, AND 25, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE TRANSIT AUTHORITY OF RIVER CITY (TARC), FOR THE 2013/14 FY NEW CUT/SOUTHERN PARKWAY TROLLEY HOP PROGRAM BEGINNING JULY 20, 2013. (Ordinance 122, Series 2013)

**Committee:** Appropriations NDFs and CIFs

Status:

On Council Agenda - Consent Calendar Action Required By December 2013

**Primary Sponsor:** 

Vicki Aubrey Welch Dan Johnson Rick Blackwell Cindi Fowler David James David Yates Marianne Butler

32- O-125-07-13 AN ORDINANCE APPROPRIATING \$12,000 FROM DISTRICT 15 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE CENTER FOR ACCESSIBLE LIVING, INC. FOR MATERIALS TO CONSTRUCT WHEELCHAIR ACCESSIBLE RAMPS, STAIR RAILINGS AND GRAB BARS IN DISTRICT 15. (Ordinance 123, Series 2013)

Committee: Appropriations NDFs and CIFs

Status:

On Council Agenda - Consent Calendar

Action Required By January 2014

Primary Sponsor: Marianne Butler

O-134-07-13 AN ORDINANCE APPROPRIATING \$8,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS (NDF) AS FOLLOWS: \$2,500 FROM DISTRICT 21; \$2,000 FROM DISTRICT 15; \$1,500 FROM DISTRICT 13; \$1,000 EACH FROM DISTRICTS 12, 25; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO SOUTH LOUISVILLE COMMUNITY MINISTRIES, INC. FOR PROGRAM EXPENSES ASSOCIATED WITH ITS TASTE OF SOUTH LOUISVILLE FUND-RAISING EVENT. (Ordinance 124, Series 2013)

Committee: Appropriations NDFs and CIFs

Status:

On Council Agenda - Consent Calendar

Action Required By January 2014

**Primary Sponsor:** 

Marianne Butler Dan Johnson Vicki Aubrey Welch Rick Blackwell David Yates

### Legislation forwarded from BUDGET

O-136-07-13 AN ORDINANCE APPROVING FORGIVABLE LOANS, PURSUANT TO ORDINANCE NO. 54, SERIES 2009, TO REBOUND, INC. FOR THE ACQUISITION, REHABILITATION, AND MARKETING OF PARCELS OF REAL PROPERTY. (Ordinance 125, Series 2013)

Committee: Budget

Status:

On Council Agenda - Consent Calendar

Action Required By January 2014

**Primary Sponsor:** Cheri Bryant Hamilton

35- O-137-07-13 AN ORDINANCE APPROVING A FORGIVABLE LOAN TO RIVER CITY HOUSING, INC. ("RIVER CITY") FOR ACQUISITION AND REHABILITATION OF AFFORDABLE HOUSING UNITS PURSUANT TO ORDINANCE NO. 54, SERIES 2009. (Ordinance 126, Series 2013)

Committee: Budget

Status:

On Council Agenda - Consent Calendar

Action Required By January 2014

**Primary Sponsor:** Cheri Bryant Hamilton

36- O-138-07-13 AN ORDINANCE APPROVING A FORGIVABLE LOAN, PURSUANT TO ORDINANCE NO. 54, SERIES 2009, TO NEW DIRECTIONS HOUSING CORPORATION, FOR THE ACQUISITION, REHABILITATION, AND

MARKETING OF TWO SINGLE FAMILY HOMES LOCATED IN THE SHELBY PARK NEIGHBORHOOD TO HOME PROGRAM ELIGIBLE HOMEBUYERS. (Ordinance 127, Series 2013)

Committee: Budget

Status:

On Council Agenda - Consent Calendar

Action Required By January 2014

**Primary Sponsor:** David Tandy

# **Legislation forwarded from COMMITTEE ON APPOINTMENTS**

37- O-135 07-13 AN ORDINANCE AMENDING SECTIONS 32.253(C) AND (E), 32.254(A), 32.255(B), 32.257(B), 32.259 AND 32.260(B) OF THE LOUISVILLE/JEFFERSON COUNTY METRO CODE OF ORDINANCES ESTABLISHING TERM LIMITS FOR FOUR MEMBERS OF EACH ARCHITECTURAL REVIEW COMMITTEE AND MAKING TECHNICAL AMENDMENTS TO THE ORDINANCE. (Ordinance 128, Series 2013)

Committee: Committee on Appointments

Status:

On Council Agenda - Consent Calendar

Action Required By January 2014

**Primary Sponsor:** 

Rick Blackwell Tina Ward-Pugh

38- RP071613PS RE-APPOINTMENT OF PEGGY STEVENS TO THE CONVENTION AND VISITORS BUREAU COMMISSION. TERM EXPIRES JULY 31, 2016. (Approved)

**Committee:** Committee on Appointments

Status:

On Council Agenda - Consent Calendar Action Required By January 2014

39- RP071613AN RE-APPOINTMENT OF ANDREW NICHOLS TO THE DOWNTOWN MANAGEMENT

DISTRICT. TERM EXPIRES DECEMBER 31, 2015. (Approved)

**Committee:** Committee on Appointments

Status:

On Council Agenda - Consent Calendar Action Required By January 2014

40- AP071613CD APPOINTMENT OF CAROLYNE DAVIS TO THE DOWNTOWN MANAGEMENT

DISTRICT. TERM EXPIRES DECEMBER 31, 2015. (Approved)

**Committee:** Committee on Appointments

Status:

On Council Agenda - Consent Calendar Action Required By January 2014

41- AP071613CH APPOINTMENT OF CELIA HANSEN TO THE DOWNTOWN MANAGEMENT DISTRICT. TERM EXPIRES DECEMBER 31, 2015. (Approved)

Committee on Appointments

Status:

Committee:

On Council Agenda - Consent Calendar

Action Required By January 2014

42- AP071613ML APPOINTMENT OF MICHAEL LEGRAND TO THE DOWNTOWN MANAGEMENT DISTRICT. TERM EXPIRES DECEMBER 31, 2015. (Approved)

**Committee:** Committee on Appointments

Status:

On Council Agenda - Consent Calendar Action Required By January 2014

43- AP071613DM APPOINTMENT OF DONNA MARQUEZ TO THE DOWNTOWN MANAGEMENT DISTRICT. TERM EXPIRES DECEMBER 31, 2015. (Approved)

**Committee:** Committee on Appointments

Status:

On Council Agenda - Consent Calendar Action Required By January 2014

44- AP071613SM APPOINTMENT OF SHANE MOSELEY TO THE DOWNTOWN MANAGEMENT DISTRICT. TERM EXPIRES DECEMBER 31, 2015. (Approved)

Committee: Committee on Appointments

Status:

On Council Agenda - Consent Calendar Action Required By January 2014

45- AP071613MS APPOINTMENT OF MICHAEL SADOFSKY TO THE DOWNTOWN MANAGEMENT DISTRICT. TERM EXPIRES DECEMBER 31, 2015. (Approved)

**Committee:** Committee on Appointments

Status:

On Council Agenda - Consent Calendar Action Required By January 2014

46- RP071613HW RE-APPOINTMENT OF HEATHER WILLIAMS TO THE HUMAN RELATIONS COMMISSION-ADVOCACY BOARD. TERM EXPIRES SEPTEMBER 30, 2015. (Approved)

**Committee:** Committee on Appointments

Status:

On Council Agenda - Consent Calendar Action Required By January 2014

47- APT071613JW APPOINTMENT OF JEFFREY WILKINSON TO THE HARRODS CREEK FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)** 

**Committee:** Committee on Appointments

Status:

On Council Agenda - Consent Calendar Action Required By January 2014

48- RP071613DP RE-APPOINTMENT OF DORSEY POWELL TO THE OKOLONA FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016. (Approved)

**Committee:** Committee on Appointments

Status:

On Council Agenda - Consent Calendar Action Required By January 2014

### Legislation forwarded from LABOR AND ECONOMIC DEVELOPMENT

49- R-122-06-13 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO PEGASUS INDUSTRIES, LLC PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32. (Resolution 111, Series 2013)

Committee: Labor & Economic Development

Status:

On Council Agenda - Consent Calendar Action Required By December 2013

ponsor: David Tandy

Primary Sponsor: David Tand

50- R-121-06-13 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO IMPERIUM HEALTH MANAGEMENT, LLC PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32. (Resolution 112, Series 2013)

Committee: Labor & Economic Development

Status:

On Council Agenda - Consent Calendar Action Required By December 2013

**Primary Sponsor:** David Tandy

51- R-120-06-13 A RESOLUTION AMENDING RESOLUTION 259 SERIES 2011 APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO CAPTIVE PLASTICS, LLC PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32. (Resolution 113, Series 2013)

Committee: Labor & Economic Development

Status:

On Council Agenda - Consent Calendar Action Required By December 2013

**Primary Sponsor:** David Tandy

72- R-117-06-13 A RESOLUTION DETERMINING ONE (1) PARCEL OF REAL PROPERTY LOCATED NORTH OF RIVER ROAD OWNED BY LOUISVILLE/JEFFERSON COUNTY LOUISVILLE METRO GOVERNMENT ("LOUISVILLE METRO") AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS SALE. (Resolution 114, Series 2013)

Committee: Labor & Economic Development

Status:

On Council Agenda - Consent Calendar Action Required By December 2013

**Primary Sponsor:** Tina Ward-Pugh

O-133-07-13 AN ORDINANCE RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT (JULY 1, 20132 - JUNE 30, 2018) RELATING TO WAGES, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND LOUISVILLE PROFESSIONAL FIREFIGHTERS ASSOCIATION, LOCAL UNION 345, IAFF AFL-CIO-CLC FOR AND ON BEHALF OF FIRE SUPPRESSION IN THE LOUISVILLE FIRE DEPARTMENT. (Ordinance 129, Series 2013)

Committee: Labor & Economic Development

Status:

On Council Agenda - Consent Calendar

Action Required By January 2014

**Primary Sponsor:** David Tandy

54- R-125-07-13 A RESOLUTION DETERMINING ONE (1) VACANT PARCEL OF REAL PROPERTY LOCATED AT 4804 E. INDIAN TRAIL OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO

GOVERNMENT") AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER. (Resolution 115, Series 2013)

Committee: Labor & Economic Development

Status:

On Council Agenda - Consent Calendar

Action Required By January 2014

**Primary Sponsor:** Barbara Shanklin

# Legislation forwarded from PLANNING/ZONING, LAND DESIGN AND DEVELOPMENT

R-126-07-13 A RESOLUTION REQUESTING THAT THE PLANNING COMMISSION, THROUGH THE LOUISVILLE METRO DEPARTMENT OF PLANNING AND DESIGN AND PURSUANT TO SECTION 6.3.3 OF THE LAND DEVELOPMENT CODE, INITIATE THE STREET CLOSURE PROCEDURE TO PERMANENTLY CLOSE A PORTION OF PUBLIC RIGHT-OF-WAY KNOWN AS AVOCA ROAD, SPECIFICALLY WHERE AVOCA ROAD CROSSES CSX RAILROAD AND TURNS INTO RIDGE ROAD. (Resolution 116, Series 2013)

**Committee:** Planning/Zoning Land Design & Development

Status:

On Council Agenda - Consent Calendar

Action Required By January 2014

Primary Sponsor: Glen Stuckel

Motion to approve made by CW Marianne Butler and seconded by CW James Peden.

By a Roll Call Vote the **Consent Calendar passed**.

VOTING RESULTS: For: 24; Against: 0; Abstain: 0; Absent: 2

**For:** Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, James Peden, David Yates, Brent Ackerson

Against: (None) Abstain: (None)

Absent: Robin Engel, Madonna Flood

### **Old Business**

56- O-80-05-13 AN ORDINANCE AMENDING THE FOLLOWING PROVISIONS OF THE LAND DEVELOPMENT CODE AS PART OF A CONTINUING EFFORT TO UPDATE THE ZONING REGULATIONS FOR LOUISVILLE METRO: 1.2.2, 4.4.9, 5.5.1.A.4.a, 5.5.2.B.2, 5.5.5, 10.2.6, 9.1.2, 9.1.17.A.5, 9.1.17.B, 9.1.17.B.2.b, 9.1.18.B.2, Appendix 9A, 11.1.2.B.2.d, 11.4.3, 11.4.7.E.1, 11.6.5, 11.8.8 and Appendix 11A. (CASE NO. 17064). (Ordinance 130, Series 2013)

Committee: Ad Hoc Committee on Land Development Code

Status:

On Council Agenda - Old Business Action Required By November 2013

**Primary Sponsor:** James Peden

Motion to approve made by CW Mary C. Woolridge and seconded by CM James Peden

By a Roll Call Vote the ordinance passed.

VOTING RESULTS: For: 24; Against: 0; Abstain: 0; Absent: 2

**For:** Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, James Peden, David Yates, Brent Ackerson

Against: (None) Abstain: (None)

Absent: Robin Engel, Madonna Flood

O-111-06-13 AN ORDINANCE ESTABLISHING A DEVELOPMENT AREA PURSUANT TO PROVISIONS OF KRS 65.7041- 65.7083 TO BE KNOWN AS THE SHELBYHURST DEVELOPMENT AREA, DESIGNATING THE LOUISVILLE MEDICAL CENTER DEVELOPMENT CORPORATION AS AN "AGENCY", ADOPTING A DEVELOPMENT PLAN, APPROVING ENTERING INTO A LOCAL PARTICIPATION AGREEMENT, AUTHORIZING THE PAYMENT OF THE "RELEASED AMOUNT" PURSUANT TO THE TERMS AND CONDITIONS OF THE LOCAL PARTICIPATION AGREEMENT, REQUIRING THE SUBMISSION OF REGULAR REPORTS TO LOUISVILLE AND AUTHORIZING THE EXECUTION AND DELIVERY OF ANY OTHER DOCUMENTS AND THE TAKING OF ANY OTHER ACTIONS NECESSARY TO ACCOMPLISH THE PURPOSES AUTHORIZED BY THIS ORDINANCE. (Ordinance 131, Series 2013)

Committee: Budget

Status:

On Council Agenda - Old Business

Action Required By December 2013

**Primary Sponsor:** 

Marilyn Parker Kevin Kramer Marianne Butler Rick Blackwell

**Additional Sponsor:** 

Cheri Bryant Hamilton

Jim King Dan Johnson Mary C. Woolridge

Motion to approve made by CM Dan Johnson and seconded by CW Mary C. Woolridge.

Motion to amend made by CW Marianne Butler and seconded by CW Cheri Bryant Hamilton to add the following section:

Section 9.

Except for real estate improvements made within that portion of the Development Area not currently owned by the University of Louisville, the U of L Foundation or any related entities, LMCO No. 37.75 (B), (also known as the Fair Labor Standards Ordinance), shall be applied to all construction projects begun and/or other improvements made to the real estate within the Development Area subsequent to the effective date of this Ordinance. Accordingly, the Local Participation Agreement (see Exhibit C) to be executed by and between LMCDC and Metro Government pursuant to this Ordinance shall contain language to this effect.

(Sections 9 and 10 to be renumbered)

Motion to **Call the Question** made by CM Dan Johnson and seconded by CW Marianne Butler. Without objection the Question was Called.

Per request, by a Roll Call Vote the amendment passed.

VOTING RESULTS: For: 15; Against: 7; Abstain: 2; Absent: 2

**For:** Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, Tina Ward-Pugh, Jim King, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Dan Johnson, James Peden, David Yates, Brent Ackerson **Against:** Kenneth C. Fleming, Kevin Kramer, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson

Abstain: David James, Tom Owen Absent: Robin Engel, Madonna Flood

Motion to amend made by CM Brent Ackerson and seconded by CW Ward-Pugh.

Motion to Call the Question made by CM Dan Johnson and seconded by CW Mary C. Woolridge. Without objection the Question was Called.

Per request, by a Roll Call Vote the amendment fails.

VOTING RESULTS: For: 11; Against: 11; Abstain: 2; Absent: 2

For: Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Tina Ward-Pugh, Jim King, Rick Blackwell, Vicki Aubrey Welch, Dan Johnson, David Yates, Brent Ackerson

Against: Cheri Bryant Hamilton, Kenneth C. Fleming, Kevin Kramer, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel,

Marilyn Parker, Jerry T. Miller, Stuart Benson, James Peden

Abstain: David James, Tom Owen Absent: Robin Engel, Madonna Flood

Without objection the following Councilmembers were added as Additional Sponsors: Tina Ward-Pugh, Vicki Aubrey Welch, Glen Stuckel, Jerry T. Miller, David Yates.

By a Roll Call Vote the Ordinance as amended passed.

VOTING RESULTS: For: 19; Against: 3; Abstain: 2; Absent: 2

For: Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, Kenneth C. Fleming, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Dan Johnson, James Peden, David Yates

Against: Attica Scott, Stuart Benson, Brent Ackerson

Abstain: David James, Tom Owen Absent: Robin Engel, Madonna Flood

RP071613SLJ RE-APPOINTMENT OF STANLEY LOGAN JR. TO THE LYNDON FIRE

PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016. (Approved)

Committee: Status:

Committee on Appointments

On Council Agenda - Old Business Action Required By January 2014

Motion to approve made by CW Mary C. Woolridge and seconded by CN Dan Johnson

By a Roll Call Vote (for an abstention) the **item was adopted**.

VOTING RESULTS: For: 22; Against: 0; Abstain: 1; Absent: 3

For: Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, David Yates, Brent Ackerson

Against: (None) Abstain: Glen Stuckel

Absent: Robin Engel, James Peden, Madonna Flood

59- AP071613JYJ APPOINTMENT OF JAMES YATES, JR. TO THE MIDDLETOWN FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016. (Approved)

**Committee:** Committee on Appointments

Status:

On Council Agenda - Old Business Action Required By January 2014

Motion to approve made by CW Mary C. Woolridge and seconded by CW Marianne Butler

By a Roll Call Vote (to allow an abstention) the item was adopted.

VOTING RESULTS: For: 22; Against: 0; Abstain: 1; Absent: 3

For: Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly David Clan Studied Maribus Barker, Jerry T. Miller, Studied Barbara, Brant Advance, Brant Bran

Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, Brent Ackerson

Against: (None)
Abstain: David Yates

Absent: Robin Engel, James Peden, Madonna Flood

60- AP043013PV APPOINTMENT OF PAM VETTER TO THE CLIFTON ARCHITECTURAL REVIEW

COMMITTEE. TERM INDEFINITE. (AS AMENDED) (Approved)

Committee: Committee on Appointments
Status: On Council Agenda - Old Business

Motion to approve made by CM David James and seconded by CW Mary C. Woolridge

By Voice Vote the amended appointment was approved.

**NOTE:** President King, without objection, called for item 61 & 62 to be voted on together.

61- AP043013DS APPOINTMENT OF DEBORAH STEWART TO THE OLD LOUISVILLE

ARCHITECTURAL REVIEW COMMITTEE. TERM INDEFINITE (AS AMENDED) (Approved)

**Committee:** Committee on Appointments **Status:** On Council Agenda - Old Business

62- AP043013JP APPOINTMENT OF JAMES S. PETERSON TO THE LIMERICK ARCHITECTURAL

REVIEW COMMITTEE. TERM INDEFINITE (AS AMENDED) (Approved)

Committee: Committee on Appointments
Status: On Council Agenda - Old Business

Motion to approve made by CM Dan Johnson and seconded by CW Mary C. Woolridge.

By Voice Vote the amended appointments were approved.

63- R-123-06-13 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO

ZIRMED, INC. PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32. (Resolution 117, Series 2013)

Committee: Labor & Economic Development

Status:

On Council Agenda - Old Business

Action Required By December 2013

**Primary Sponsor:** David Tandy

Motion to approve made by CW Mary C. Woolridge and seconded by CM David James

By a Roll Call Vote, to allow for an abstention, the resolution was adopted.

VOTING RESULTS: For: 22; Against: 0; Abstain: 1; Absent: 3

**For:** Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, David Yates, Brent Ackerson

Against: (None)

Abstain: Marianne Butler

Absent: Robin Engel, James Peden, Madonna Flood

O-139-07-13 AN ORDINANCE RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT (THROUGH JUNE 30, 2018) RELATING TO WAGES, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE RIVER CITY FRATERNAL ORDER OF POLICE LODGE #614, POLICE OFFICERS AND SERGEANTS. (Ordinance 132, Series 2013)

Committee: Labor & Economic Development

Status:

On Council Agenda - Old Business Action Required By January 2014

**Primary Sponsor:** David Tandy

Motion to approve made by CW Mary C. Woolridge and seconded by CM David James.

By a Roll Call Vote the ordinance passed.

VOTING RESULTS: For: 22; Against: 0; Abstain: 1; Absent: 3

**For:** Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, David Yates, Brent Ackerson

Against: (None)

Abstain: Marianne Butler

Absent: Robin Engel, James Peden, Madonna Flood

0-130-07-13 AN ORDINANCE CHANGING THE ZONING FROM C-N NEIGHBORHOOD COMMERCIAL TO C-1 COMMERCIAL ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF TIMBER RIDGE DRIVE AND FOREST COVE LANE CONTAINING 0.70 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18601). (Ordinance 133, Series 2013)

Committee: Planning/Zoning Land Design & Development

Status:

On Council Agenda - Old Business

Action Required By September 6, 2013

Primary Sponsor: Madonna Flood

Motion to approve made by CW Mary C. Woolridge and seconded by CM David James.

By a Roll Call Vote the ordinance passed.

VOTING RESULTS: For: 22; Against: 0; Abstain: 0; Absent: 4

**For:** Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard,

Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, David Yates, Brent Ackerson

Against: (None)
Abstain: (None)

Absent: David James, Robin Engel, James Peden, Madonna Flood

66- O-132-07-13 AN ORDINANCE ADOPTING THE NEW CUT ROAD/TAYLOR BOULEVARD CORRIDOR STUDY AND INCORPORATING ITS EXECUTIVE SUMMARY INTO THE CORNERSTONE 2020 COMPREHENSIVE PLAN (CASE NOS. 18992 & 18993). (Ordinance 134, Series 2013)

Committee: Planning/Zoning Land Design & Development

Status:

On Council Agenda - Old Business Action Required By January 2014

**Primary Sponsor:** 

Marianne Butler Dan Johnson Vicki Aubrey Welch

**David Yates** 

Motion to approve made by CW Mary C. Woolridge and seconded by CM Dan Johnson.

Without objection, CM Blackwell and CW Fowler were added as Additional Sponsors.

By a Roll Call Vote the ordinance passed.

VOTING RESULTS: For: 22; Against: 0; Abstain: 0; Absent: 4

**For:** Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard,

Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, David Yates, Brent Ackerson

Against: (None)
Abstain: (None)

Absent: David James, Robin Engel, James Peden, Madonna Flood

#### **New Business**

The Clerk provided a first reading of the following legislation and their assigned Committees:

#### Legislation assigned to APPROPRIATIONS, NDFS AND CIFS

67- O-142-07-13 AN ORDINANCE APPROPRIATING \$5,250 FROM DISTRICT 9 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE CENTER FOR ACCESSIBLE LIVING, INC. FOR MATERIALS TO CONSTRUCT WHEELCHAIR ACCESSIBLE RAMPS, STAIR RAILINGS AND GRAB BARS IN DISTRICT 9.

**Committee:** Appropriations NDFs and CIFs

Status:

On Council Agenda - New Business Action Required By January 2014

**Primary Sponsor:** Tina Ward-Pugh

68- O-146-07-13 AN ORDINANCE APPROPRIATING \$30,000 FROM DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUNDS TO THE LOUISVILLE METRO PARKS DEPARTMENT, FOR A GRANT TO THE WATERFRONT DEVELOPMENT CORPORATION FOR THE WATERFRONT PARK WEST DESIGN.

**Committee:** Appropriations NDFs and CIFs

Status:

On Council Agenda - New Business Action Required By January 2014

**Primary Sponsor:** Cheri Bryant Hamilton

69- O-147-07-13 AN ORDINANCE APPROPRIATING \$8,200 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$2,400 EACH FROM DISTRICTS 9, 8, 1; \$1,000 FROM DISTRICT 12; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE LOUISVILLE COMMUNITY DESIGN CENTER, INC. D/B/A CENTER FOR NEIGHBORHOODS FOR COSTS ASSOCIATED WITH THE GREEN INSTITUTE.

**Committee:** Appropriations NDFs and CIFs

Status:

On Council Agenda - New Business Action Required By January 2014

**Primary Sponsor:** Tina Ward-Pugh

# Legislation assigned to BUDGET

70- R-130-07-13 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC. - \$80,000.00).

Committee: Budget

Status:

On Council Agenda - New Business Action Required By January 2014

**Primary Sponsor:** Marianne Butler

R-131-07-13 A RESOLUTION OF THE LOUISVILLE/JEFFERSON COUNTY METRO COUNCIL REQUESTING THAT THE KENTUCKY ECONOMIC DEVELOPMENT FINANCE AUTHORITY ISSUE REVENUE BONDS IN AN AMOUNT OF UP TO \$158,195,000 THE PROCEEDS OF WHICH WILL BE LOANED TO CATHOLIC HEALTH INITIATIVES TO PROVIDE FINANCING FOR ALL OR A PART OF THE COSTS OF THE ACQUISITION, CONSTRUCTION, INSTALLATION AND EQUIPPING OF CAPITAL PROJECTS FOR HEALTH CARE FACILITIES AND RELATED IMPROVEMENTS AND EXPENDITURES.

Committee: Budget

Status:

On Council Agenda - New Business Action Required By January 2014

**Primary Sponsor:** Marianne Butler

72- O-145-07-13 AN ORDINANCE AMENDING ORDINANCE NO. 106, SERIES 2013 RELATING TO THE FISCAL YEAR 2013-14 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$30,000 OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS BETWEEN DEPARTMENTS.

Committee: Budget

Status:

On Council Agenda - New Business Action Required By January 2014

**Primary Sponsor:** Cheri Bryant Hamilton

### Legislation assigned to COMMITTEE ON APPOINTMENTS

73- RP081313CA RE-APPOINTMENT OF CARRIE ANTHONY TO THE CODE ENFORCEMENT BOARD. TERM EXPIRES MAY 27, 2016.

**Committee:** Committee on Appointments

Status:

On Council Agenda - New Business Action Required By January 2014

74- RP081313YWH RE-APPOINTMENT OF YVONNE WELLS-HATFIELD TO THE METROPOLITAN SEWER DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016.

**Committee:** Committee on Appointments

Status:

On Council Agenda - New Business Action Required By January 2014

75- AP081313KR APPOINTMENT OF KEITH REYNOLDS TO THE WORTHINGTON FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016.

**Committee:** Committee on Appointments

Status:

On Council Agenda - New Business Action Required By January 2014

## Legislation assigned to COMMUNITY AFFAIRS

76- R-119-07-13 A RESOLUTION HONORING THE LIFE AND LEGACY OF REV. DR. ALEX J. MOSES,

SR.

Committee: Community Affairs

Status:

On Council Agenda - New Business Action Required By January 2014

Primary Sponsor: David James

# Legislation assigned to PLANNING/ZONING, LAND DESIGN AND DEVELOPMENT

77- O-143-07-13 AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO R-6 RESIDENTIAL MULTI-FAMILY ON PROPERTY LOCATED AT 8211 OLD WESTPORT ROAD CONTAINING A TOTAL OF 15.25 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 17756).

Committee: Planning/Zoning Land Design & Development

Status:

Action Required By September 20, 2013 On Council Agenda - New Business

Primary Sponsor: Madonna Flood

78- O-144-07-13 AN ORDINANCE CHANGING THE ZONING FROM OR-1 OFFICE/RESIDENTIAL TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 7425 - 7427 3RD STREET ROAD CONTAINING 1.00 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18666).

Committee: Planning/Zoning Land Design & Development

Status:

On Council Agenda - New Business Action Required By September 20, 2013

Primary Sponsor: Madonna Flood

### Legislation assigned to PUBLIC WORKS, BRIDGES AND TRANSPORTATION

79- R-127-07-13 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A \$150,000.00 GRANT FOR A BICYCLE AND PEDESTRIAN EDUCATION AND PROMOTION PROJECT.

Committee: Public Works Bridges and Transportation

Status:

On Council Agenda - New Business Action Required By January 2014

Primary Sponsor: Tom Owen

R-128-07-13 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A \$100,000.00 GRANT FOR A BICYCLE AND PEDESTRIAN EDUCATION, ENCOURAGEMENT, ENFORCEMENT AND EVALUATION PROJECT.

**Committee:** Public Works Bridges and Transportation

Status:

On Council Agenda - New Business Action Required By January 2014

Primary Sponsor: Tom Owen

R-129-07-13 A RESOLUTION, PER REQUIREMENT OF THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET, RECOGNIZING THE AUTHORITY OF THE MAYOR, PER KRS 67C.105(5)(h), TO ENTER INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A PROJECT (#27) PREVIOUSLY APPROVED IN ORDINANCE 107, SERIES 2013.

**Committee:** Public Works Bridges and Transportation

Status:

On Council Agenda - New Business Action Required By January 2014

Primary Sponsor: Tom Owen

#### **Adjournment**

Motion to adjourn made by CW Aubrey Welch and seconded by CM Blackwell. Without objection the meeting **adjourned at 7:54 PM EST.**